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Attorneys for Defendants

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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**

11 **Case No.: C 07-04608 EDL**

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13 CALIFORNIA FOUNDATION FOR
INDEPENDENT LIVING CENTERS;
14 CALIFORNIANS FOR DISABILITY
RIGHTS, INC.; and MARIAN GRAY,

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16 Plaintiffs,

17 v.

18 CITY OF OAKLAND; OFFICE OF
EMERGENCY SERVICES of the Oakland
19 Fire Department; DEPARTMENT OF
HUMAN SERVICES of the City of Oakland;
20 OFFICE OF PARKS AND RECREATION of
the City of Oakland; RENEE A. DOMINGO,
21 in her official capacity as Director of the
Office of Emergency Services; ANDREA
22 YOUNGDAHL, in her official capacity as
Director of the Department of Human
23 Services; AUDREE JONES-TAYLOR, in her
official capacity as Director of the Office of
24 Parks and Recreation; and DEBORAH
EDGERLY, in her official capacity as City
25 Administrator of the City of Oakland;

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27 Defendants.
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**STIPULATION REQUESTING THE
COURT TO ACCEPT FOR FILING
PLAINTIFFS' FIRST AMENDED
COMPLAINT**

DISABILITY RIGHTS ADVOCATES
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1 Whereas Plaintiffs filed a Complaint for violation of civil rights and discrimination
2 against people with disabilities in Superior Court of the State of California, Alameda County, on
3 August 9, 2007;

4 Whereas Defendants filed an Answer to Plaintiffs' Complaint in Superior Court of the
5 State of California, Alameda County, on August 31, 2007;

6 Whereas Defendants subsequently exercised their rights under the provisions of Title 28
7 U.S.C. § 1441, *et seq.*, to remove this action from the Superior Court of the State of California to
8 United States District Court;

9 Whereas this action has been removed to the Northern District of California, which has
10 jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1343;

11 Whereas Plaintiffs' Complaint was originally styled as a taxpayer's action, which is
12 unavailable in federal court;


13 The undersigned parties, by and through their counsel of record, hereby stipulate to and
14 request that the Court accept for filing Plaintiffs' First Amended Complaint, which removes the
15 taxpayer claim, adds a claim under the Americans With Disabilities Act ("ADA"), and amends
16 the jurisdiction and venue sections to reflect applicable federal standards.

17 SO STIPULATED.

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21 DATED: October 9, 2007

DISABILITY RIGHTS ADVOCATES

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23 By:


SID WOLINSKY
JENNIFER WEISER BEZOZZA
MARY-LEE KIMBIR
Attorneys for Plaintiffs

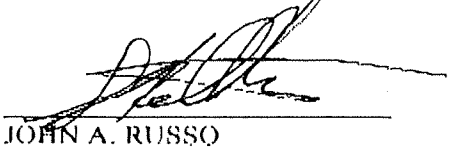
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California Foundation for Independent Living Centers, et al. v. City of Oakland, et al., Case No.: C 07 04608
STIPULATION REQUESTING THE COURT TO ACCEPT FOR FILING PLAINTIFFS' FIRST
AMENDED COMPLAINT

1 DATED: October 9, 2007

OFFICE OF THE CITY ATTORNEY

2
3 By:


JOHN A. RUSSO
RANDOLPH W. HALL
WILLIAM E. SIMMONS
STEPHEN Q. ROWELL
Attorneys for Defendants

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